## FEDERAL COMMUNICATIONS COMMISSION 445 TWELFTH STREET SW WASHINGTON DC 20554

MEDIA BUREAU AUDIO DIVISION

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January 31, 2008

Brian M. Madden, Esq. Leventhal, Senter & Lerman, PLLC 2000 K Street NW, Suite 600 Washington, DC 20006-1809

Re: WJMH (FM), Reidsville, North Carolina

Facility Identification Number: 40754
Entercom Greensboro License, LLC
Special Temporary Authorization

## Dear Counsel:

This is in reference to the request filed January 29, 2008, on behalf of Entercom Greensboro License, LLC ("Entercom"). Entercom requests special temporary authority ("STA") to operate Station WJMH with temporary facilities.\(^1\) In support of the request, Entercom states that the station's transmission line has been severely damaged and must be replaced. In order to maintain service during removal of the damaged line and installation of the replacement, Entercom requests STA for operation from the licensed auxiliary antenna of Station WSMW. Entercom provides technical details for the proposed STA operation.

STA requests which involve a change in transmitter site must include four critical elements: (1) Loss of the licensed site must be beyond the licensee's control; (2) STA facilities must continue to provide service<sup>2</sup> to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area<sup>3</sup> without extending it; (4) STA facilities cannot involve the construction of towers intended for permanent use by the station requesting the STA. Our review indicates that the proposed STA operation fails to provide adequate service to the city of license; however, in view of the emergency nature of the request and the expected short duration of the temporary operation, STA will be granted as requested.

Accordingly, the request for STA IS HEREBY GRANTED. Station WJMH may operate with the following facilities:

Geographic coordinates:

35° 56′ 42″ N, 79° 51′ 45″ W (NAD 1927)

Channel

271 (102.1 MHz)

Effective radiated power:

2.5 kilowatts (H&V)

Antenna height:

<sup>&</sup>lt;sup>1</sup> WJMH is licensed for operation on Channel 271C0 (102.1 MHz) with effective radiated power of 100 kilowatts (H&V) and antenna height above average terrain of 367 meters.

<sup>&</sup>lt;sup>2</sup> For AM - 5 mV/m; for commercial FM - 3.16 mV/m; for noncommercial educational FM - 1.0 mV/m.

<sup>&</sup>lt;sup>3</sup> For AM - 0.5 mV/m contour; for FM - 1.0 mV/m contour.

above ground:

280 meters

above mean sea level:

510 meters

Above average terrain:

266 meters

Entercom must notify the Commission when licensed operation is restored. Entercom must use whatever means are necessary to protect workers and the public from exposure to radio frequency radiation in excess of the Commission's exposure guidelines. *See* 47 CFR § 1.1310.

This authority expires on May 1, 2008.

STA Advisory: Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice the public interest." However, Section 309(f) is not a means by which a licensee/permittee may circumvent established processing procedures which require the filing of an application, nor is it a means by which a broadcaster may enhance his facility or make operation more convenient for the broadcaster. Stations operating with less than licensed facilities under temporary authorities can be viewed as receiving the benefit of a larger protection area than that in which they are currently providing service.

Accordingly, Special Temporary Authorities by nature are to be temporary and are not intended for extended use. Licensees of stations operating under temporary authorities are reminded that timely restoration of permanent facilities is the responsibility of the licensee and should be undertaken expeditiously. Any request for extension of special temporary authorities carries an increased burden with each subsequent request.

Therefore, requests for extension of STA will be granted only where the licensee can show that one or more of the following criteria have been met:

- Restoration of licensed facilities is complete and testing is underway;
- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or
- No progress has been made during the most recent STA period for reasons clearly beyond
  the licensee's control, and the licensee has taken all possible steps to expeditiously resolve
  the problem.

Sincerely,

Charles N. Miller, Engineer

Audio Division Media Bureau

cc: Entercom Greensboro License, LLC